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9 Attorneys for Defendant
10 THOMAS J. TOMANEK

11 IN THE UNITED STATES DISTRICT COURT
12 NORTHERN DISTRICT OF CALIFORNIA

13 EDITH MACIAS, individually and on behalf
14 of similarly situated individuals; HOTON
15 DURAN; TIFFANY HUYNH; AURA
16 MENDIETA; WILLIAM LABOY; MIGUEL
17 ACOSTA; CRUZ ACOSTA; CUAUHEMOC
18 TORAL; and TERESA VILLEGAS, KAPIKA
19 SALAMBUE and MARINA DURAN

20 Plaintiffs,

21 vs.

22 THOMAS J. TOMANEK; and MARK
23 GARIBALDI, individually and doing business
24 as THE GARIBALDI COMPANY,

25 Defendants.

Case No.: C07 3437 JSW

**NOTICE OF UNAVAILABILITY OF
COUNSEL**

1 PLEASE TAKE NOTICE that Sara B. Allman, attorney for defendant THOMAS J.
2 TOMANEK, will be absent and not available for any appearance of any kind in the above
3 litigation, beginning **February 22, 2008 through February 29, 2008.**

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5 Dated: February 11, 2008

ALLMAN & NIELSEN, P.C.

6 By: 

7 Sara B. Allman
8 Attorney for Defendant
9 THOMAS J. TOMANEK
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PROOF OF SERVICE

I am a citizen of the United States and employed in Marin County, California. I am over the age of eighteen years and not a party to the within action. My business address is 100 Larkspur Landing Circle, Suite 212, Larkspur, California 94939-1743.

On this date I served the foregoing documents described as:

NOTICE OF UNAVAILABILITY OF COUNSEL

on the interested parties in the action by placing ☐ the original ☒ a true copy thereof, enclosed in a sealed envelope addressed as follows:

Christopher Brancart
Elizabeth Brancart
BRANCART & BRANCART
PO Box 686
Pescadero, CA 94060

Attorney for Plaintiffs EDITH MACIAS,
individually and on behalf of similarly
situated individuals; HOTON DURAN;
TIFFANY HUYNH; AURA MENDIETA;
WILLIAM LABOY; MIGUEL ACOSTA;
CRUZ ACOSTA; CUAUHTEMOC TORAL;
and TERESA VILLEGAS

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Attorneys for Defendant
MARK GARIBALDI, individually and
doing business as THE GARIBALDI
COMPANY

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Attorneys for Defendant
MARK GARIBALDI, individually and
doing business as THE GARIBALDI
COMPANY

☒ BY MAIL: I deposited such envelope with postage thereon fully prepaid in the United States Postal Service mailbox at Larkspur, California.

☐ BY PERSONAL SERVICE: I delivered such envelope by hand to the addressee.

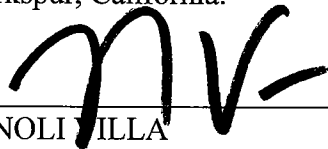
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2 by the express service carrier, with delivery fees provided for, in a box regularly
maintained by the express service carrier for overnight delivery.

3 I declare under penalty of perjury under the laws of the State of California that the
4 foregoing is true and correct to the best of my knowledge.

5 Executed on February 11, 2008, at Larkspur, California.

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7 NOLI VILLA